



Department of Energy
National Nuclear Security Administration
Office of the General Counsel
P. O. Box 5400
Albuquerque, NM 87185



MAY 10 2017

SENT VIA EMAIL

tomclements329@cs.com

Mr. Tom Clements
Savannah River Site Watch
1112 Florence St
Columbia, SC 29201-1512

Dear Mr. Clements:

This letter is the final response to your March 15, 2017 Freedom of Information Act (FOIA) request. You requested the following documents:

1. Annual Department of Energy report to Congress by February 15, 2017 as to the status of the Mixed Oxide Fuel Fabrication Facility at the Savannah River Site, as required by "SEC.3182. DISPOSITION OF WEAPONS-USABLE PLUTONIUM AT SAVANNAH RIVER SITE" of the NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2003.
2. All cover letters and attachments to the above report.

The Department of Energy (DOE) transferred your request to this office by copy of their March 24, 2017 letter to you. Your request was received in this office on March 27, 2017.

We contacted the National Nuclear Security Administration's (NNSA) Office of Acquisition & Project Management (NA-APM) and the Savannah River Field Office (SRFO), about your request. NA-APM and SRFO searched their network folders, hard drives, and emails to locate responsive documents and no responsive documents were found.

We also contacted the NNSA's Office of Defense Nuclear Nonproliferation (NA-20) about your request. NA-20 stated that the requested documents have not yet been drafted. The program intends to begin drafting a 2016/2017 report when a budget and/or a decision has been made by the new Administration regarding plutonium disposition. Therefore, NA-20 has no responsive documents.

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You may appeal our inability to locate responsive records pursuant to 10 CFR §1004.8. Such an appeal must be made in writing within 90 calendar days from receipt of this letter. Appeals should be addressed to the Director, Office of Hearings and Appeals, HG-1, U.S. Department of Energy, 1000 Independence Avenue SW, L'Enfant building, Washington, DC 20585. Your appeal must contain all of the elements required by 10 CFR §1004.8, to include a concise statement of the grounds for the appeal and a description of the relief sought. Please submit a copy of this letter with the appeal. Clearly mark both the envelope and the letter "Freedom of Information Appeal." You may also submit your appeal by e-mail to OHA.filings@hq.doe.gov, including the phrase "Freedom of Information Appeal" in the subject line. Thereafter, judicial review will be available to you in the Federal District Court either: 1) in the district where you reside; 2) where you have your principal place of business; 3) where DOE's records are situated; or 4) in the District of Columbia.

For further assistance, or to discuss any aspect of your request, you may contact NNSA's FOIA Public Liaison, Jane R. Summerson, FOIA Officer, by telephone at 1-866-747-5994, or by mail at Department of Energy, National Nuclear Security Administration, Office of the General Counsel, PO box 5400, Albuquerque, NM, 87185. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. Contact information for OGIS: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, email ogis@nara.gov; telephone 202-741-5770; toll free 1-877-684-6448; or by facsimile 202-741-5769.

There are no fees chargeable to you for processing this request. If you have questions concerning the processing of your request, please feel free to email Delilah Perez at Delilah.Perez@nnsa.doe.gov, or write to the address above. Please reference Control Number FOIA 17-00088-M in your correspondence.

Sincerely,



Jane R. Summerson
Authorizing & Denying Official